



Entered on Docket
October 28, 2010


Hon. Mike K. Nakagawa
United States Bankruptcy Judge

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Litton Loan Servicing LP
10-72379 / xxx4385

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEVADA**

In Re:

Daniel A. Benway and Monica O. Benway

Debtors.

10-14014-mkn

Motion no. 27
Order no 42

Chapter 13

ORDER VACATING AUTOMATIC STAY

Pursuant to the Declaration re Breach of Condition filed on September 17, 2010, and Debtors failure to cure the default prior to its expiration, and good cause appearing:

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the above-entitled bankruptcy proceeding is immediately vacated and extinguished for all purposes as to

1 Secured Creditor, Litton Loan Servicing LP its assignees and/or successors in interest, and Secured
2 Creditor may proceed with a foreclosure of and hold a Trustee's Sale of the subject property, generally
3 described as 6346 Kell Lane , Las Vegas NV and legally described as follows:

4 LOT THIRTY - ONE (31) IN BLOCK TWO (2) OF PLACID HILLS, AS SHOWN BY MAP
5 THEREOF ON FILE IN BOOK 16 OF PLATS, PAGE 89, IN THE OFFICE OF THE COUNTY
6 RECORDER OF CLARK COUNTY, NEVADA.

7 pursuant to applicable State Laws, and thereafter commence any action necessary to
8 obtain complete possession of the subject property.

9 **IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall**
10 **give Debtors at least fourteen business days' notice of the time, place and date of sale.**

11 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby
12 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee
13 of the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its
14 secured Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the
15 foreclosure sale.

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17 Submitted by:

18 Wilde & Associates

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20 By

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22 Attorney for Secured Creditor

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